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5 UNITED STATES DISTRICT COURT
6 WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

7 FEDELTA HOME CARE, INC.,

8 Plaintiff,

9 v.

10 FIDELITY HOME CARE, INC.

11 Defendant.

No. 2:18-cv-01491

**ORDER GRANTING JOINT
MOTION FOR STAY OF
LITIGATION**

12 Before the Court is the parties' Joint Motion to Stay Litigation, pursuant to Rule 6(b)
13 of the Federal Rules of Civil Procedure and LCR 7(d)(1). Dkt. 5. The parties seek a ninety
14 (90) day stay of all discovery and pretrial deadlines pending settlement negotiations. Dkt. 15.

15 The underlying lawsuit concerns trademark infringement related to the alleged use of
16 Fedelta's protected trade names, or those strikingly similar, by Defendant Fidelity in
17 conjunction with providing home healthcare services in the Seattle, Washington area. The
18 parties are currently negotiating a settlement agreement, which includes renaming and
19 rebranding efforts by Defendant. Dkt. 15, p. 1. The parties contend, and the Court agrees, that
20 a stay is in the parties' and the Court's best interests to ensure efficiency and to ensure the
21 parties adequate opportunity to potentially resolve their dispute before incurring additional
22 and substantial legal fees involved in the discovery process.

23 Accordingly, it is **ORDERED**:

1) The joint motion to stay (Dkt. 15) is **GRANTED**;

2) This case, including any pending deadlines, is **STAYED** for ninety

days—**Thursday May 9, 2019**. If this case settles, plaintiff's counsel shall notify Agalelei Elkington at (206) 370-8421 or via e-mail at: Agalelei_elkington@wawd.uscourts.gov, as soon as possible.

3) If the parties are unable to resolve their dispute by **May 10, 2019**, the Court will issue a scheduling order consistent with the parties' Joint Status Report (Dkt. 14) and set this matter for a bench trial beginning on December 9, 2019.

DATED this 7th day of February, 2019.

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BRIAN A. TSUCHIDA
Chief United States Magistrate Judge

1 Presented by:

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